

The Honorable James L. Robart

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

NWDC RESISTANCE and COALITION OF  
ANIT-RACIST WHITES,

Plaintiffs,

v.

IMMIGRATION & CUSTOMS  
ENFORCEMENT, et al.,

Defendants.

Case No. 3:18-cv-05860-JLR

DECLARATION OF KATIE D.  
FAIRCHILD

I, Katie D. Fairchild, hereby declare as follows:

1. I am an Assistant United States Attorney for the Western District of Washington.  
I represent Defendants in the above-captioned lawsuit.

2. Attached as Exhibit A is a true and correct copy of pertinent portions of the  
deposition of Plaintiff Coalition of Anti-Racist Whites' ("Anti-Racist Whites") Fed. R. Civ.  
P. 30(b)(6) representative, taken on August 23, 2023.

1           3.       Attached as Exhibit B is a true and correct copy of pertinent portions of the  
2 deposition of Plaintiff La Resistencia's Fed. R. Civ. P. 30(b)(6) representative, taken on August 28,  
3 2023.

4           4.       Attached as Exhibit C is a true and correct copy of Department of Homeland  
5 Security's Memorandum RE: Policies for the Apprehension, Detention and Removal of  
6 Undocumented Immigrants, dated November 20, 2014.

7           5.       Attached as Exhibit D is a true and correct copy of Department of Homeland  
8 Security's Memorandum RE: Enforcement of the Immigration Laws to Serve the National Interest,  
9 dated February 20, 2017.

10          6.       Attached as Exhibit E is a true and correct copy of Department of Homeland  
11 Security's Memorandum RE: Guidelines for the Enforcement of Civil Immigration Law, dated  
12 September 30, 2021.

13          7.       Attached as Exhibit F is a true and correct copy of Plaintiff Anti-Racist Whites'  
14 Supplemental Responses and Objections to Defendants' First and Second Set of Interrogatories,  
15 dated July 20, 2023. These provided supplemental responses to discovery requests originally  
16 served by Defendants in June 2020.

17          8.       Attached as Exhibit G is a true and correct copy of Plaintiff La Resistencia's  
18 Supplemental Responses and Objections to Defendants' First and Second Set of Interrogatories,  
19 dated July 20, 2023. These provided supplemental responses to discovery requests originally  
20 served by Defendants in June 2020.

21          9.       Attached as Exhibit H is a true and correct copy of a meet and confer email thread  
22 between the parties' counsel, dated February 2, 2023

23          10.       Attached as Exhibit I is a true and correct copy of a meet and confer email thread  
24 between the parties' counsel, dated July 5, 2023.

1 11. Attached as Exhibit J is a true and correct copy of Anti-Racist Whites' Activity  
2 Chart, marked as Exhibit 2 to the aforementioned deposition of Anti-Racist Whites' Fed. R. Civ.  
3 P. 30(b)(6) representative (Exhibit A).

4 12. Attached as Exhibit K is a true and correct copy of pertinent portions of the  
5 Verbatim Report of Proceedings before the Honorable James L. Robart, held on June 30, 2022.

6 13. Attached as Exhibit L is a true and correct copy of the U.S. Immigration and  
7 Customs Enforcement Fiscal Year 2017 Enforcement and Removal Operations Report, available  
8 at <https://www.ice.gov/remove/removal-statistics/2017> (last accessed November 3, 2023).

9 14. Attached as Exhibit M is a true and correct copy of the U.S. Immigration and  
10 Customs Enforcement Fiscal Year 2017 Enforcement and Removal Operations Report, available  
11 at <https://www.ice.gov/sites/default/files/documents/Report/2017/iceEndOfYearFY2017.pdf> (last  
12 accessed November 3, 2023).

13 15. Attached as Exhibit N is a true and correct copy of the U.S. Immigration and  
14 Customs Enforcement Fiscal Year 2018 Enforcement and Removal Operations Report, available  
15 at <https://www.ice.gov/doclib/about/offices/ero/pdf/eroFY2018Report.pdf> (last  
16 accessed November 3, 2023).

17 16. Attached as Exhibit O is a true and correct copy of the U.S. Immigration and  
18 Customs Enforcement Fiscal Year 2019 Enforcement and Removal Operations Report, available  
19 at <https://www.ice.gov/sites/default/files/documents/Document/2019/eroReportFY2019.pdf> (last  
20 accessed November 3, 2023).

21 17. Attached as Exhibit P is a true and correct copy of the U.S. Immigration and  
22 Customs Enforcement Fiscal Year 2020 Enforcement and Removal Operations Report, available  
23 at <https://www.ice.gov/doclib/news/library/reports/annual-report/eroReportFY2020.pdf> (last  
24 accessed November 3, 2023).

1 Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the  
2 United States of America that the foregoing is true and correct to the best of my knowledge.

3 Executed in Seattle, Washington, on this 3rd day of November, 2023.

4 s/ Katie D. Fairchild

KATIE D. FAIRCHILD, WSBA No. 47712

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